

AMENDMENT TO H.R. 438**OFFERED BY MR. MARKEY OF MASSACHUSETTS****[Use of Customer Information]**

Page 7, line 3, strike "LOCATION" and insert "CUSTOMER".

Page 7, strike lines 13 through 24 and insert the following:

1 “(4) to provide call location information con-
2 cerning the user of a commercial mobile service (as
3 such term is defined in section 332 (d))-

4 “(A) to a public safety answering point,
5 emergency medical service provider or emer-
6 gency dispatch provider, public safety, fire serv-
7 ice or law enforcement official, or hospital
8 emergency or trauma care facility, in order to
9 respond to the user’s call for emergency serv-
10 ices;

11 “(B) to inform the user’s legal guardian or
12 members of the user’s immediate family of the
13 user’s location in an emergency situation that
14 involves the risk of death or serious physical
15 harm; or

1 “(C) to providers of information or data-
2 base management services solely for purposes of
3 assisting in the delivery of 911 emergency serv-
4 ices or emergency notification services in re-
5 sponse to an emergency; or

Page 8, line 5, strike “(g)” and insert “(h)”.

Page 8, line 6, strike “subsection” and insert “sub-
sections”.

Page 8, line 22, strike “or”.

Page 9, after line 2, insert the following:

6 “(C) to a provider of information or data-
7 base management services solely for purposes of
8 assisting in the delivery of 911 emergency serv-
9 ices or emergency notification services in re-
10 sponse to an emergency; or

Page 9, strike line 5 and insert the following:

11 automatic crash notification system.
12 “(g) SUBSCRIBER LISTED AND **UNLISTED** INFORMA-
13 TION **FOR** EMERGENCY SERVICES.—Notwithstanding sub-
14 sections (b), (c), and (d), a telecommunications carrier
15 that provides telephone exchange service shall provide in-
16 formation described in subsection (h) (3) (A) (including in-

1 formation pertaining to subscribers whose information is
2 unlisted or unpublished) that is in its possession or control
3 (including information pertaining to subscribers of other
4 carriers) on a timely and unbundled basis, under non-
5 discriminatory and reasonable rates, terms, and condi-
6 tions, to providers of 911 emergency services and emer-
7 gency notification services, and to providers of information
8 or database management services used in support of 911
9 emergency services or emergency notification services,
10 solely for purposes of delivering or assisting in the delivery
11 of 911 emergency services or emergency notification serv-
12 ices in response to an emergency.”;

Page 9, line 6, strike “(g)” and insert “(h)(1)(A)”.

Page 9, line 8, strike the period and insert “; and”
and after such line insert the following:

13 (4) in such subsection (h), by adding at the end
14 the following new paragraph:
15 “ (4) EMERGENCY NOTIFICATION SERVICES.—
16 The term ‘emergency notification services’ means
17 services that provide the public with notification of
18 an emergency. ”.